

Entire Application

Overview

Are you a member, or are you currently involved in the management, of the fire department or non-affiliated EMS organization applying for this grant with this application?

No, I am a grant writer or otherwise not affiliated with this applicant

If you answered No, please **complete** the information below and press the *Save and Continue* button. **If you answered Yes**, please do **not** complete the information requested below and press the *Save and Continue* button.

Note: If you answered **No** to the above question, the fields marked with an * are required.

Preparer Information

* Preparer's Name	Martha A. Birkeneder
* Address 1	PO Box 1212
Address 2	
* City	Hamilton
* State	Montana
* Zip	59840 - 1212
* Is there a grant-writing fee associated with the preparation of this request?	No
If you answered yes above, what is the fee?	\$

Contact Information

Alternate Contact Information Number 1

* Title	Chief
Prefix	Mr.
* First Name	Dennis
Middle Initial	
* Last Name	Hildebrand
* Business Phone	406-822-3335 Ext.
* Home Phone	406-822-3335 Ext.
Mobile Phone/Pager	
Fax	
* Email	spr3335@blackfoot.net

Alternate Contact Information Number 2

* Title	Project Director
Prefix	Mrs.
* First Name	Martha
Middle Initial	A
* Last Name	Birkeneder
* Business Phone	406-369-0909 Ext.
* Home Phone	406-777-0077 Ext.
Mobile Phone/Pager	
Fax	407-777-0077
* Email	mbirkeneder@yahoo.com

Applicant Information

EMW-2005-FG-20304

Originally submitted on 04/08/2005 by martha birkeneder (Userid: mbirkeneder)

Contact Information:

Address: po box 1212

City: hamilton

State: Montana

Zip: 59840

Day Phone: 406-369-0909

Evening Phone: 406-777-0077

Cell Phone: 406-369-0909

Email: jmbirk@earthlink.net

Application number is EMW-2005-FG-20304

* Organization Name

Superior Volunteer Fire Department

* Type of Applicant

Fire Department

* Type of Jurisdiction Served

County

If other, please enter the type of Jurisdiction

* Employer Identification Number

[REDACTED]

* Does your organization have a DUNS Number?

Yes

If yes, please enter the DUNS Number

[REDACTED]

Headquarters Physical Address

* Physical Address 1

110 second avenue east

Physical Address 2

* City

superior

* State

Montana

* Zip

59872 - 0870

[Need help for ZIP+4?](#)

Mailing Address

* Mailing Address 1

po box 870

Mailing Address 2

* City

superior

* State

Montana

* Zip

59872 - 0870

[Need help for ZIP+4?](#)

Account Information

* Type of bank account

Checking

* Bank routing number - 9 digit number on the bottom left hand corner of your check

[REDACTED]

* Your account number

[REDACTED]

Additional Information

* For this fiscal year (Federal) is your jurisdiction receiving Federal funding from any other grant

program that may duplicate the purpose and/or scope of this grant request? No

* If awarded this grant, will your jurisdiction expend greater than \$300,000 in Federal share funds during the Federal fiscal year in which the grant was awarded? No

* Is the applicant delinquent on any federal debt? No

If you answered yes to any of the additional questions above, please provide an explanation in the space provided below:

Department Characteristics (Part I)

* Are you a member of a Federal Fire Department or contracted by the Federal government and solely responsible for suppression of fires on Federal property?	No	
* What kind of organization do you represent?	All volunteer	
If you answered combination, above, what is the percentage of career members in your organization?	%	
* What type of community does your organization serve?	Rural	
* What is the square mileage of your primary response area?	1220	
* What percentage of your response area is protected by hydrants?	.2 %	
* In what county/parish is your organization physically located? If you have more than one station, in what county/parish is your main station located?	Mineral	
* Does your organization protect critical infrastructure of the state?	No	
* How much of your jurisdiction's land use is for agriculture, wild land, open space, or undeveloped properties?	96 %	
* What percentage of your jurisdiction's land use is for commercial, industrial, or institutional purposes?	1 %	
* What percentage of your jurisdiction's land is used for residential purposes?	3 %	
* How many commercial, industrial, residential, or institutional structures in your jurisdiction are more than four stories tall?	0	
* What is the permanent resident population of your Primary/First Due Response Area or jurisdiction served?	3884	
* How many active firefighters does the department have who perform firefighting duties?	19	
* How many personnel provide only EMS service delivery?	7	
* How many stations are in your organization?	1	
* Do you currently report to the National Fire Incident Reporting System (NFIRS)?	No	
If you answered yes above, please enter your FDIN/FDID		
* What services does your organization provide?		
Structural Fire Suppression	Medical First Response	Hazmat Operational Level
Wildland Fire Suppression	Basic Life Support	
Airport Rescue Firefighting (ARFF)	Advanced Life Support	Rescue Operational Level
		Rescue Technical Level

Department Characteristics (Part II)

* What is the total number of fire-related civilian fatalities in your jurisdiction over the last three years?	0
* What is the total number of fire-related civilian injuries in your jurisdiction over the last three years?	2
* What is the total number of line of duty member fatalities in your jurisdiction over the last three years?	0
* What is the total number of line of duty member injuries in your jurisdiction over the last three years?	2
* In an average year, how many times does your organization receive mutual/automatic aid?	25
* In an average year, how many times does your organization provide mutual/automatic aid?	13
* What was your organization's estimated average annual operating budget over the last three years?	67000
* What percentage of your annual operating budget is dedicated to personnel costs (salary, overtime and fringe benefits)?	0 %
* What percentage of your annual operating budget is derived from: Enter numbers only, percentages must sum up to 100%	
Taxes?	96 %
Grants?	0 %
Donations?	1 %
Fund drives?	3 %
Other?	0 %

If you entered a value into Other field (other than 0), please explain

*How many vehicles does your organization have in each of the categories below? Enter numbers only and enter 0 if you do not have any of the vehicles below

Total Number**Engines (or pumpers):**

Pumper, Pumper/Tanker, Rescue/Pumper, Foam Pumper, CAFS Pumper, Quint (Aerial device of less than 76 feet), Fire Boats (more than 13 feet long), Type I, Type II, Type III Engine, Tanker, Tender, Foam Tanker/Tender (greater than 1,200 gallon tank capacity)	2
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Aerial Apparatus:

Aerial Ladder Truck, Telescoping, Articulating, Ladder Towers, Platform, Tiller Ladder Truck, Quint (Aerial device of 76 feet or greater)	0
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Brush/Quick attack :

Brush Truck, Patrol Unit (Pick up w/ Skid Unit), Quick Attack Unit, Mini-Pumper, Type IV Engine	1
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Rescue Vehicles:

Rescue Squad, Rescue (Light, Medium, Heavy), Technical Rescue Vehicle, Hazardous Materials Unit	1
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Other:

EMS Chase Vehicle, Air/Light Unit, Rehab Units, Bomb Unit, Technical Support (Command, Operational Support/Supply), Hose Tender, Salvage Truck, ARFF (Aircraft Rescue Firefighting), Command/Mobile Communications Vehicle, Other Vehicle	0
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Provide in the space below the following information only if you are applying for a vehicle:

If you have 15 emergency response vehicles or less, list all vehicles providing the type, the age, the pump capacity (GPM) if applicable, and the carrying capacity (gallons) if applicable.

If you have more than 15 emergency response vehicles, provide us with the oldest, newest, and the average age of the vehicles per type or class of vehicle.

Department Call Volume

* How many responses per year by category? (Enter whole numbers only. If you have no calls for any of the categories, enter 0)

Structural Fires	9
Vehicle Fires	7
Vegetation Fires	11
EMS Response Call	350
Rescue	0
Hazardous Condition/Materials Calls	1
Service Calls	4
Good Intent Calls/False Alarms	23
Other Calls and Incidents	3

Request Information

* 1. Select a program for which you are applying. Remember, you can only apply for one program this year. You can apply for as many activities within a program as you need.

(If you modify your selection, you will lose data entered under the original activity.)

Program Name

Operations and Safety

* 2. Will this grant benefit more than one organization?

Yes

If you answered Yes to Question 2 above, please explain.

This grant will benefit several organizations: the Mineral County Fire Warden's Office, Superior Volunteer Fire Department, including their Ambulance/EMS Division, St. Regis Volunteer Fire Department, West End Volunteer Fire Department, Mineral County Dispatch, Mineral County Search and Rescue, and the Mineral County Sheriff's Office. These agencies collectively cover 1220 square miles of rugged, Rocky Mountain terrain including a one hundred mile stretch of Interstate 90 lying between Missoula, Montana and Coeur d'Alene, Idaho. I-90 supports high volumes of interstate traffic, including HAZMAT transports, commercial bus transportation, and over the road trucking companies. In addition, Burlington Northern runs a high volume of trains through Mineral County each week. Interoperable communication is critical to every agency charged with public safety service provision in this region. Mineral County Dispatch and law enforcement, including the Mineral County 911 Dispatch Center that dispatches all first responder calls for service, county-wide, transitioned completely to Project-25 digital communications equipment nearly two years ago. Due to intolerable problems endured over the past two years with dual-mode transmission, it is critical that the remaining first responders also transition to Project-25 as soon as possible to secure truly interoperable communication among all public safety personnel to bring Mineral County up to an acceptable level of communication capability to keep residents, visitors, motorists passing through and all public safety personnel safe and to reduce incidents of injury and loss of life.

Request Details

The activities for program **Operations and Safety** are listed in the table below.

Activity	Number of Entries	Total Cost	Additional Funding
Equipment	3	\$ 409,750	\$ 49,170
Modify Facilities	0	\$ 0	\$ 0
Personal Protective Equipment	0	\$ 0	\$ 0
Training	0	\$ 0	\$ 0
Wellness and Fitness Programs	0	\$ 0	\$ 0

Equipment**Equipment Details**

* 1. What equipment will your organization purchase with this grant?

Mobile Radios

Please provide further description of the item selected above or if you selected Other above, please specify.

Project-25 mobile radios

* 2. Number of units

29 (whole number only)

* 3. Cost per unit

\$ 5058 (whole dollar amounts only)

* 4. Generally the equipment purchased under this grant program:

Will replace old, obsolete, or substandard equipment currently owned by this organization

If you selected "replacing equipment" (from Q4) above, please specify the age of equipment in years.

4 Years

*5. Generally the equipment purchased under this grant program:

Will bring the organization into voluntary compliance with a national standard. Please explain how this equipment will bring the organization into voluntary compliance in the space provided to the right.

This equipment will allow interoperable communications between all first responders in Mineral County via Project-25 digital technology, the standard now recommended for first responder agencies and all Federal Agencies in the United States.

*6. Does this equipment provide a health and safety benefit to the members of your organization? If yes, please fully explain in the narrative section.

No

*7. Will the item requested benefit other organizations or otherwise be available for use by other organizations?

Yes

If you answered Yes in the question above, please explain:

Mineral County Sheriff and their dispatch center transitioned to Project-25 (P-25) units two years ago. Funding was not available to make a complete transition for all public safety service providers. This funding will assist three fire and EMS agencies in achieving flawless interoperability with all public safety partners in Mineral County.

Equipment

Equipment Details

*1. What equipment will your organization purchase with this grant?

Portable Radios

Please provide further description of the item selected above or if you selected Other above, please specify.

Project-25 handheld radios and all accessories necessary for full functionality: antenna systems, leather cases, station conditioner/analyzer/chargers, battery adapters, AA battery packs, battery packs, vehicular charger adapters, manufacturer's batteries.

*2. Number of units

90 (whole number only)

*3. Cost per unit

\$ 2870 (whole dollar amounts only)

*4. Generally the equipment purchased under this grant program:

Will replace old, obsolete, or substandard equipment currently owned by this organization

If you selected "replacing equipment" (from Q4) above, please specify the age of equipment in years.

4 Years

*5. Generally the equipment purchased under this grant program:

Will bring the organization into voluntary compliance with a national

This equipment will bring all Mineral

WEST END VOLUNTEER FIRE DEPARTMENT FINANCIALS

West End fire department is small with a large, committed volunteer force of fifteen operating on a thin budget of twenty-two thousand dollars, one hundred percent of which is obtained from local tax revenue. No reserve funding exists due to wildfire demands in the past few years and a severely depressed local economy.

3. COST BENEFIT

The considerable benefit of having this equipment is best characterized as a dramatic reduction in avoidable risk to each and every firefighter, EMS team member, law enforcement officer, search and rescue team member, and all other first responders. Lack of communication operates to relegate public safety service provision to utter chaos. Confidence in first responder capability will be restored, morale elevated, and risk of serious injury or death reduced as a direct result of this project.

CONSEQUENCES OF NOT RECEIVING FUNDING

If this project is not funded, we will remain in a situation that invites disaster. Our level of interoperability will continue to decline. Our rosters will slowly erode due to personal risk emergency personnel face under these circumstances. Incident staging will continue to lack true collaboration and efficiency. In addition, we will remain incapable of providing timely, efficient mutual aid to our neighboring departments and the Forest Service lands in our vicinity. Somehow we have gotten through the past two years without a serious event that could be tied directly to this dilemma. It is only a matter of time before something serious occurs.

4. STATEMENT OF EFFECT

An incident occurred in 1996 that best demonstrates the potential affect of this project. In 1996 the second largest chlorine spill in United States history occurred in Alberton, Montana, situated in eastern Mineral County. A Burlington Northern train carrying sixty-thousand pounds of liquid chlorine derailed and crashed, sending a cloud of deadly chlorine into the air in a strange haze that began creeping along the Clark Fork River on the wind toward populated areas of Mineral County. One thousand residents were evacuated and many others in the periphery of the incident zone were sheltered in place to avoid exposure to the deadly gas. No lives were lost, but the incident sickened many dozens of residents in surrounding communities. Emergency service providers were prompted as a result of this potentially lethal incident to maximize their HAZMAT training and tighten response protocol including ICS to improve their expertise in this area for future incidents. Communication improvement was established as the highest critical need, thus the decision to begin the transition to Project-25 in phases, the first of which was completed when local law enforcement and the 911 dispatch center converted two years ago.

This award will forever profoundly positively affect the daily operations of Mineral County's volunteer fire departments. Firefighters will be able to have confidence in their communication equipment's functionality, maximizing firefighter safety, and operating to improve overall morale. Interagency relationships will improve as a natural course. All departments will be able to contribute effectively to mutual aid efforts in our region, allowing personnel to feel as though they make a contribution to public safety service provision.

5. MISCELLANEOUS:

NFIRS Reporting

All three departments will begin reporting to NFIRS by the end of April 2005. The Montana State Fire Marshall will "activate" our account during the third week of April, at which time we will begin to upload our NFIRS stats.

* Please describe any grants that you currently have with DHS including the AFG, for example, 2002 AFG grant for vehicle or 2003 ODP grant for exercises. (Enter "N/A" if Not Applicable)

N/A

call basis throughout the week. Eleven percent of the West End area households have children under the age of eighteen, and nine percent of the households have residents over sixty-five years of age. West End Volunteer Fire Department has a cadre of 15 well-trained firefighters who rely heavily on the availability of mutual aid from the other two fire departments for crisis situations. Nearly twenty percent of West End residents live with financial means below the poverty line. West End sustained no fatalities or injuries due to fire during the past three years, and provided and received mutual aid an average of ten times each year over the past three years.

TERRORIST THREATS, LOCAL EMERGENCY PREPAREDNESS COMMITTEE

All three volunteer fire departments collaborate with Mineral County Disaster and Emergency Services as active members of the Mineral County Local Emergency Preparedness Committee (LEPC). The fire departments are trained and committed to providing service in the event of terrorist attacks or weapons of mass destruction incidents including those involving chemical, biological, radiological, nuclear or explosive agents, as well as disasters such as train derailments and mass casualty traffic crashes on Interstate 90. These agencies rely upon Missoula's expert HAZMAT team to respond to chemical spills, train derailments, and other events involving hazardous materials, however Missoula's team's response time is over one hour, so each department has personnel trained in HAZMAT incident command and initial response to determine the immediate and long-range impact of incidents, including weather factors, shelter versus evacuation plans for potential victims of these events. The 1996 train derailment and chlorine spill described later will exemplify this area's potential exposure to these incidents.

2. FINANCIAL NEED

Economic Facts

Western Montana is in its twelfth year of unprecedented population growth, with an estimated total population increase of over 11% sustained over the past decade (2000 Census; media projections). Historically, the tax base upon which public safety service providers depend does not grow simultaneously with the population, but instead lags several years behind. These factors make the demand upon insufficient public safety budgets insurmountable as populations continue to rise and tax bases in rural counties remain static. It is important to mention that our region of the west has been deeply affected by sawmill closures during the past decade due to an extreme decline in availability of marketable timber. These economically depressed areas have consistent unemployment figures ranging from two to three times the national average. The decline in the forest and, recently, mining industries directly impact the revenue such counties depend on for public safety in general, including fire departments. Currently 15.8% of Western Montana residents live below the poverty level. In addition, several western Montana counties were deeply impacted by catastrophic material loss and overwhelming manpower demands for public safety and emergency services during the wildfires in 2000 and 2003. Mineral county is surrounded by deep, old growth timber. With the right conditions, Mineral County could sustain staggering losses in the event of catastrophic wild fires. In late summer of 2003, every lightning strike that touched the ground in the forest ignited under story or timber due to the tinder dry conditions. In a recent statement to the press, Montana Governor Brian Schweitzer went on record predicting what might amount to yet another catastrophic fire year in 2005 due to lack of snow pack and mild spring weather. We are holding our breath in hopes that our region of Montana escapes what Missoula, Ravalli, Deer Lodge and Beaverhead counties endured during those catastrophic events where dozens of homes and businesses were burned to the ground. Mineral County's incompatible communication equipment renders first responders at a distinct disadvantage when charged with handling a large magnitude of natural disaster, terrorist attack or other mass-casualty event such as another chlorine spill.

SUPERIOR VOLUNTEER FIRE DEPARTMENT FINANCIALS

Superior Volunteer Fire Department operates on tax revenue alone, with a total annual budget of sixty-five thousand dollars. No reserve funds are available for fire equipment acquisition, training or emergency operations above their annual operations budget. Superior Volunteer Fire Department's Ambulance/EMS division operates on an annual budget of fifty thousand dollars (\$50,000), with forty percent obtained from local taxes, and sixty percent obtained via service fee assessment. The ambulance/EMS division has a current balance of \$30,000 in reserves, part of which will support this project. No additional funding is available due to a severely depressed local economy.

ST. REGIS VOLUNTEER FIRE DEPARTMENT FINANCIALS

St. Regis is a relatively small department, even for rural Montana, depending upon taxes for ninety-eight percent of its average annual budget of fifty-nine thousand dollars. The budget is supplemented with one percent of its budget obtained from grants, with another one percent of total budget supported by fund raising drives. St. Regis currently has no funding in reserves due to the past few years of wildfire demands and a severely depressed local economy.

standard. Please explain how this equipment will bring the organization into voluntary compliance in the space provided to the right.

*6. Does this equipment provide a health and safety benefit to the members of your organization? If yes, please fully explain in the narrative section.

*7. Will the item requested benefit other organizations or otherwise be available for use by other organizations?

If you answered Yes in the question above, please explain:

County fire and EMS first responders into full Project-25 compliance.

Yes

Yes

Mineral County Sheriff and their dispatch center transitioned to Project-25 (P-25) units two years ago. Funding was not available to make a complete transition for all public safety service providers. This funding will assist three fire and EMS agencies in achieving flawless interoperability with all public safety partners in Mineral County. Mutual aid response will be maximized which will operate to save lives of residents, visitors, motorists and public safety service providers.

Equipment

Equipment Details

*1. What equipment will your organization purchase with this grant?

Please provide further description of the item selected above or if you selected Other above, please specify.

Pagers

Personal pager units will be provided to all fire and EMS personnel now relying upon cell phones for paging in an area where cell phone signals are inconsistent and not dependable for such an important function

*2. Number of units

32 (whole number only)

*3. Cost per unit

\$ 149 (whole dollar amounts only)

*4. Generally the equipment purchased under this grant program:

Is necessary for basic operations, but has never been owned by this organization

If you selected "replacing equipment" (from Q4) above, please specify the age of equipment in years.

Select Age

*5. Generally the equipment purchased under this grant program:

Will bring the organization into voluntary compliance with a national standard. Please explain how this equipment will bring the organization into voluntary compliance in the space provided to the right.

Pagers will augment Mineral County's NIMS compliance by bringing communication capability between dispatch and all first responders to the highest possible level.

*6. Does this equipment provide a health and safety benefit to the members of your organization? If yes, please fully explain in the narrative section.

Yes

*7. Will the item requested benefit other organizations or otherwise

Yes

be available for use by other organizations?

If you answered Yes in the question above, please explain:

Pagers assigned to all fire and EMS personnel will maximize the effectiveness all public safety agencies in Mineral County. Pagers will assist with mutual aid provision across county and state lines. Finally pagers will augment Mineral County's ICS functionality by assuring contact capability between dispatch, incident commanders and all public safety personnel in times of routine public safety calls, various types of crises, terrorist attacks or other disasters.

Additional Funding

Budget Object Class Definitions

a. Personnel	Help	\$ 0
b. Fringe Benefits	Help	\$ 0
c. Travel	Help	\$ 0
d. Equipment	Help	\$ 0
e. Supplies	Help	\$ 0
f. Contractual	Help	\$ 49170
g. Construction	Help	\$ 0
h. Other	Help	\$ 0
i. Indirect Charges	Help	\$ 0

Explanation

Financial management of this project will be subcontracted to Mineral County's Resource Conservation and Development agency, Bitter Root RC&D Area, Inc., 1709 North First Street, Hamilton, Montana, 59840, at the standard rate of seven percent of the total project budget. Creative Solutions & Consulting, PO Box 1212, Hamilton, Montana, 59840-1212 will serve as project director, coordinating the procurement processes, quarterly and final reports, and communication facilitation between the recipient agencies, fiscal agent, and when necessary, other project partners. The fee for this service will be \$20,488. Both contractual arrangements combined total \$49,170.

Budget

Budget Object Class

a. Personnel	\$ 0
b. Fringe Benefits	\$ 0
c. Travel	\$ 0
d. Equipment	\$ 409,750
e. Supplies	\$ 0
f. Contractual	\$ 49,170
g. Construction	\$ 0
h. Other	\$ 0
i. Indirect Charges	\$ 0

Federal and Applicant Share

Federal Share	\$ 435,974
Applicant Share	\$ 22,946
Federal Rate Sharing (%)	95/5

* Non-Federal Resources *(The combined Non-Federal Resources must equal the Applicant Share of \$ 22,946)*

a. Applicant	\$ 22,946
b. State	\$ 0
c. Local	\$ 0
d. Other Sources	\$ 0

If you entered a value in Other Sources, include your explanation below. You can use this space to provide information on the project, cost share match, or if you have a indirect cost agreement with a federal agency.

Total Budget	\$ 458,920
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Assurances and Certifications

Form 20-16A

You must read and sign these assurances by providing your password and checking the box at the bottom of this page.

Note: Fields marked with an * are required.

Assurances Non-Construction Programs

Note: Certain of these assurances may not be applicable to your project or program. If you have any questions, please contact the awarding agency. Further, certain Federal awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States, and if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal gain.
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. Section 4728-4763) relating to prescribed standards for merit systems for programs funded under one of the nineteen statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
6. Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. Sections 1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. Section 794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. Sections 6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) Sections 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. 290-dd-3 and 290-ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Acts of 1968 (42 U.S.C. Section 3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.
7. Will comply, or has already complied, with the requirements of Title II and III of the Uniform

Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or Federally assisted programs. These requirements apply to all interest in real property acquired for project purposes regardless of Federal participation in purchases.

8. Will comply with provisions of the Hatch Act (5 U.S.C. Sections 1501-1508 and 7324-7328), which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
9. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. Sections 276a to 276a- 7), the Copeland Act (40 U.S.C. Section 276c and 18 U.S.C. Sections 874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. Sections 327-333), regarding labor standards for Federally assisted construction sub agreements.
10. Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
11. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in flood plains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. Section 1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. Section 7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended, (P.L. 93-523); and (h) protection of endangered species under the Endangered Species Act of 1973, as amended, (P.L. 93-205).
12. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. Section 1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
13. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. 470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. 469a-1 et seq.).
14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. 2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.
16. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. Section 4801 et seq.) which prohibits the use of lead based paint in construction or rehabilitation of residence structures.
17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act of 1984.
18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations and policies governing this program.
19. It will comply with the minimum wage and maximum hours provisions of the Federal Fair Labor Standards Act (29 U.S.C. 201), as they apply to employees of institutions of higher education, hospitals, and other non-profit organizations.

Form 20-16C

You must read and sign these assurances by providing your password and checking the box at the bottom of this page.

Note: Fields marked with an * are required.

Certifications Regarding Lobbying, Debarment, Suspension and Other Responsibility Matters and Drug-Free Workplace Requirements.

Applicants should refer to the regulations cited below to determine the certification to which they are required to attest. Applicants should also review the instructions for certification included in the regulations before completing this form. Signature on this form provides for compliance with certification requirements under 44 CFR Part 18, "New Restrictions on Lobbying; and 44 CFR Part 17, "Government-wide Debarment and Suspension (Non-procurement) and Government-wide Requirements for Drug-Free Workplace (Grants)." The certifications shall be treated as a material representation of fact upon which reliance will be placed when the Department of Homeland Security (DHS) determines to award the covered transaction, grant, or cooperative agreement.

1. Lobbying

A. As required by the section 1352, Title 31 of the US Code, and implemented at 44 CFR Part 18 for persons (entering) into a grant or cooperative agreement over \$100,000, as defined at 44CFR Part 18, the applicant certifies that:

(a) No Federal appropriated funds have been paid or will be paid by or on behalf of the undersigned to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of congress, or an employee of a Member of Congress in connection with the making of any Federal grant, the entering into of any cooperative agreement and extension, continuation, renewal amendment or modification of any Federal grant or cooperative agreement.

(b) If any other funds than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of congress, or an employee of a Member of Congress in connection with this Federal grant or cooperative agreement, the undersigned shall complete and submit Standard Form LLL, "Disclosure of Lobbying Activities", in accordance with its instructions.

(c) The undersigned shall require that the language of this certification be included in the award documents for all the sub awards at all tiers (including sub grants, contracts under grants and cooperative agreements and sub contract(s)) and that all sub recipients shall certify and disclose accordingly.

2. Debarment, Suspension and Other Responsibility Matters (Direct Recipient)

A. As required by Executive Order 12549, Debarment and Suspension, and implemented at 44CFR Part 67, for prospective participants in primary covered transactions, as defined at 44 CFR Part 17, Section 17.510-A, the applicant certifies that it and its principals:

(a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a State or Federal court, or voluntarily excluded from covered transactions by any Federal department or agency.

(b) Have not within a three-year period preceding this application been convicted of or had a civilian judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain or perform a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.

(c) Are not presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (1)(b) of

this certification: and

(d) Have not within a three-year period preceding this application had one or more public transactions (Federal, State, or local) terminated for cause or default; and

B. Where the applicant is unable to certify to any of the statements in this certification, he or she shall attach an explanation to this application.

3. Drug-Free Workplace (Grantees other than individuals)

As required by the Drug-Free Workplace Act of 1988, and implemented at 44CFR Part 17, Subpart F, for grantees, as defined at 44 CFR part 17, Sections 17.615 and 17.620:

(A) The applicant certifies that it will continue to provide a drug-free workplace by:

(a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;

(b) Establishing an on-going drug free awareness program to inform employees about:

- (1) The dangers of drug abuse in the workplace;
- (2) The grantees policy of maintaining a drug-free workplace;
- (3) Any available drug counseling, rehabilitation and employee assistance programs; and
- (4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;

(c) Making it a requirement that each employee to be engaged in the performance of the grant to be given a copy of the statement required by paragraph (a);

(d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will:

- (1) Abide by the terms of the statement and
- (2) Notify the employee in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction.

(e) Notifying the agency, in writing within 10 calendar days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to the applicable DHS awarding office, i.e. regional office or DHS office.

(f) Taking one of the following actions, against such an employee, within 30 calendar days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted:

- (1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
- (2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement or other appropriate agency.

(g) Making a good faith effort to continue to maintain a drug free workplace through implementation of paragraphs (a), (b), (c), (d), (e), and (f).

(8) The grantee may insert in the space provided below the site(s) for the performance of work done in connection with the specific grant:

Place of Performance

Street

City

State

Zip

Action

If your place of performance is different from the physical address provided by you in the Applicant Information, press *Add Place of Performance* button above to ensure that the correct place of performance has been specified. You can add multiple addresses by repeating this process multiple times.

Section 17.630 of the regulations provide that a grantee that is a State may elect to make one certification in each Federal fiscal year. A copy of which should be included with each application for DHS funding. States and State agencies may elect to use a Statewide certification.

Signed by **martha birkeneder** on **04/08/2005**

FEMA Standard Form LLL

Only complete if applying for a grant for more than \$100,000 and have lobbying activities. See Form 20-16C for lobbying activities definition.

This form is not applicable